

REMARKS

Claims 5, 6, 8-10, 12 and 15 are currently pending in this application. By this Amendment, claims 5, 8 and 12 are amended. No new matter is added by this Amendment, as support can be found at least in Fig. 10 and paragraphs [0048] - [0056] of the Applicants' disclosure. Reconsideration of the application in view of the above amendments and the following remarks is respectfully requested.

The Office Action rejects claims 12 and 15 under 35 U.S.C. §102(e) as being anticipated by U.S. Patent Application Publication No. 2002/0105665 to Wasilewski et al. (hereinafter "Wasilewski"). Additionally, the Office Action rejects claims 5, 6 and 8-10 under 35 U.S.C. §103(a) as being unpatentable over Wasilewski, in view of U.S. Patent No. 6,369,908 to Frey et al. (hereinafter "Frey"). Applicants respectfully traverse these rejections.

The courtesies extended to Applicants' representatives by Examiners Poon and McNeal at the interview held December 14, 2007, are appreciated. The reasons presented at the interview as warranting favorable action are incorporated into the remarks below and constitute Applicants' record of the interview.

The Office Action asserts that Wasilewski and Frey teach the features as positively recited in the pending claims. However, the above references cannot reasonably be considered to teach or suggest the features as positively recited in amended claims 5, 8 and 12, as amended. The subject matter of the above amended claims differs significantly from the systems and methods of Wasilewski, as shown most completely in Fig. 6 of Wasilewski.

Specifically, Wasilewski fails to teach purchase determining whether to purchase blank media, the purchase determining comprising selecting a portable digital storage media type, media transfer determining comprising transferring data from external media to internal media through a memory, and network transfer determining comprising determining a remote

target and downloading data from a network to the internal media through the memory, as positively recited in the pending claims. Wasilewski teaches only that an image or images may be written to multiple types of storage media, as discussed in paragraph [0060], and does not allow for the purchase of blank media.

Additionally, Wasilewski fails to teach or suggest providing media to a user as an option prior to processing or retrieving image information, as shown at least in Fig. 10 of the Applicants' disclosure. In contrast, Wasilewski provides media only after image processing, as shown in Fig. 5, element 218, in order to store that image to the storage medium. It would not have been obvious to one of ordinary skill in the art at the time of the invention to provide media before image processing in the method of Wasilewski, as Wasilewski provides only media which includes written data.

Frey does not overcome the above deficiencies of Wasilewski.

During the course of the personal interview, the Examiners asserted that they felt confident in being able to apply additional references which they asserted may teach a number of features as suggested by Applicants' representatives. However, the Examiners were not able to refute that, when taken as a whole, the applied references cannot reasonably be considered to teach or suggest the subject matter as positively recited in the pending claims, as discussed above.

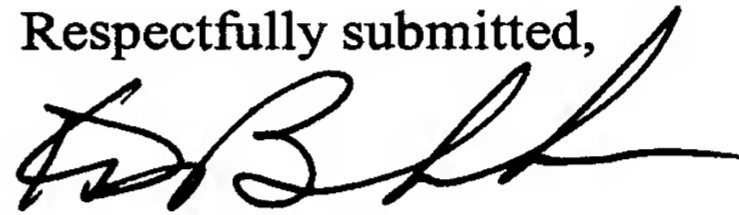
For at least the above reasons, Wasilewski and Frey cannot reasonably be considered to teach, or suggest, the combination of features as positively recited in claims 5, 8 and 12. Further, claims 6, 9, 10 and 15 are also allowable at least for their dependence on allowable independent claims as enumerated above, as well as for the separately patentable subject matter that each of these claims recites.

Accordingly, reconsideration and withdrawal of the rejections of claims 5, 6, 8-10, 12 and 15 under 35 U.S.C. §102 and §103 are respectfully requested.

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of claims 5, 6, 8-10, 12 and 15 are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



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